



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#6

Application of: Beltzer et al.  
Serial No.: 09/932,613  
Filed: August 17, 2001  
Entitled: Binding Polypeptides and Methods  
Based Thereon

Art Unit: 1632

Examiner: (not yet assigned)

Attorney Docket No.: DYXHGS-025.1 US

Commissioner for Patents  
Washington, D.C. 20231

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INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. §§ 1.56, 1.97 AND 1.98

Dear Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicants submit this Information Disclosure Statement pursuant to 37 C.F.R. §§ 1.97 and 1.98 in the above-identified application for consideration by the Patent Office.

A modified Form PTO-1449 listing the cited documents is also enclosed, as well as, for the Examiner's convenience, copies of the documents. This Statement is being submitted before the first Office Action on the merits. Pursuant to 37 C.F.R. § 1.97(b)(3), no fee is believed to be required with this submission.

US Patent Documents

U.S. Patent No. 5,223,409, issued June 29, 1993, Ladner et al.;  
U.S. Patent No. 5,403,484, issued April 4, 1995, Ladner et al.;  
U.S. Patent No. 5,474,981, issued December 12, 1995, Leder et al.;  
U.S. Patent No. 5,571,698, issued November 5, 1996, Ladner et al.;

Foreign Publications

EP 439 095, published May 20, 1998, Perry, Jr. et al.;  
WO 93/21232, published October 28, 1993, Rosenblum et al.;

Other Publications


Cull et al., *Proc. Natl. Acad. Sci. USA*, 89: 1865-1869 (1992);  
Cwirla et al., *Proc. Natl. Acad. Sci. USA*, 87: 6378-6382 (1990);  
Devlin, *Science*, 249: 404-406 (1990);  
Fell et al., *J. Immunol.*, 146: 2446-2452 (1991);  
Felici, *J. Mol. Biol.*, 222: 301-310 (1991);

Fodor, *Nature*, 364: 555-556 (1993);  
Gillies et al., *Proc. Natl Acad. Sci. USA*, 89: 1428-1432 (1992);  
Hahne et al., *J. Exp. Med.*, 188(6): 1185-90 (1998);  
Houghten, *Bio/Techniques*, 13: 412-421(1992);  
Koller and Smithies, *Proc. Natl. Acad. Sci. USA*, 86: 8932-8935 (1989);  
Kwon et al., *J. Biol. Chem.*, 274(10): 6056-61 (1999);  
Lam, *Nature*, 354: 82-84 (1991);  
Mauri et al., *Immunity*, 8(1): 21-30 (1998);  
Moore et al., *Science*, 285: 260-263 (1999);  
Naramura et al., *Immunol. Lett.*, 39: 91-99 (1994);  
Nedwin et al., *J. Immunol.*, 135(4): 2492-7 (1985);  
Scott and Smith, *Science*, 249: 386-390 (1990);  
Suda et al., *Cell*, 75(6): 1169-78 (1993);  
von Bulow and Bram, *Science*, 278: 138-141(1997);  
Wiley et al., *Immunity*, 3(6): 673-82 (1995).

Applicants do not intend to represent that any of the documents submitted herein is material prior art to this invention or that the list represents an exhaustive search of documents related to this invention.

Applicants respectfully request that the documents submitted herein be considered and made of record in this application.

Respectfully submitted,

  
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**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Priority mail, postage prepaid, in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231 on the date indicated below.

August 29, 2002  
Date

Melanie A. McFadden  
Melanie A. McFadden



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Commissioner for Patents  
Washington, D.C. 20231

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TRANSMITTAL LETTER

Sir:

Transmitted herewith are: [X] an Information Disclosure Statement (IDS) under 37 CFR §§ 1.56, 1.97 and 1.98; [X] Form PTO-1449 Information Disclosure Statement; [X] photocopies of the disclosed documents, to be filed in the above-identified patent application; and [X] a return receipt post card.

PAYMENT OF FEES

- ☐ A check in the amount of \$\_\_\_\_\_ (check no. \_\_\_\_\_) in payment of the fee for submission of an information disclosure statement transmitted herewith.
- ☒ The Commissioner is hereby authorized to charge payment of any additional fees required under 37 CFR §§ 1.16 or 1.17 in connection with the paper(s) transmitted herewith, or to credit any overpayment of same, to Deposit Account No. 50-0268. A duplicate copy of this transmittal letter is transmitted herewith.

Respectfully submitted,

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*August 29, 2002*  
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*Melanie A. McFadden*  
Melanie A. McFadden



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Modified FORM PTO-1449 PATENT & TRADEMARK	ATTY. DOCKET NO. DYXHGS-025.1 US	SERIAL NO. 09/932,613
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	APPLICANT Beltzer et al.	
(Use several sheets if necessary)	FILING DATE August 17, 2001	GROUP 1632

#### REFERENCE DESIGNATION

#### U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	US 5,223,409	6/29/93	Ladner et al.			
	AB	US 5,403,484	4/4/95	Ladner et al.			
	AC	US 5,474,981	12/12/95	Leder et al.			
	AD	US 5,571,698	11/5/96	Ladner et al.			
	AE						

#### FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	TRANSLATION YES	NO
	AF	EP 439 095	5/20/98	Perry, Jr. et al.				
	AG	WO 93/21232	10/28/93	Rosenblum et al.				

#### OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	AH	Cull et al., <i>Proc. Natl. Acad. Sci. USA</i> , 89: 1865-1869 (1992);
	AI	Cwirla et al., <i>Proc. Natl. Acad. Sci. USA</i> , 87: 6378-6382 (1990);
	AJ	Devlin, <i>Science</i> , 249: 404-406 (1990);
	AK	Fell et al., <i>J. Immunol.</i> , 146: 2446-2452 (1991);
	AL	Felici, <i>J. Mol. Biol.</i> , 222: 301-310 (1991);
	AM	Fodor, <i>Nature</i> , 364: 555-556 (1993);
	AN	Gillies et al., <i>Proc. Natl. Acad. Sci. USA</i> , 89: 1428-1432 (1992);
	AO	Hahne et al., <i>J. Exp. Med.</i> , 188(6): 1185-90 (1998);
	AP	Houghten, <i>Bio/Techniques</i> , 13: 412-421(1992);
	AQ	Koller and Smithies, <i>Proc. Natl. Acad. Sci. USA</i> , 86: 8932-8935 (1989);
	AR	Kwon et al., <i>J. Biol. Chem.</i> , 274(10): 6056-61 (1999);
	AS	Lam, <i>Nature</i> , 354: 82-84 (1991);
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	AU	Moore et al., <i>Science</i> , 285: 260-263 (1999);



AV	Naramura et al., <i>Immunol. Lett.</i> , 39: 91-99 (1994);	<b>RECEIVED</b> SEP 05 2002 TECH CENTER 1000/2000
AW	Nedwin et al., <i>J. Immunol.</i> , 135(4): 2492-7 (1985);	
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AY	Suda et al., <i>Cell</i> , 75(6): 1169-78 (1993);	
AZ	von Bulow and Bram, <i>Science</i> , 278: 138-141(1997);	
BA	Wiley et al., <i>Immunity</i> , 3(6): 673-82 (1995).	
EXAMINER		DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP §609.  
Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

sheet 2 of 2